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### The Opinion Volume 12 Number 6 – December 16, 1971

The Opinion

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# THE OPINION

Volume 12, No. 6

State University of New York at Buffalo School of Law

December 16, 1971

## Placement Office Flooded With Job Offers

The Law School Placement Office this week announced that the total of unfilled legal positions on file has risen to 316, an increase of 47 from last week.

"I don't dare go near my office," commented Registrar Charles Whalen "those interviewers are really desperate."

In the interest of fairness a system of sealed bidding was instituted on Monday. Whether this new process will help to alleviate the situation is still unclear since it was found that the first student, for whom 238 bids were received, had left the Law School and returned to his home, a commune in eastern New York.

When reached by phone, Franklin Popovich, a first-year student, outlined his reasons for leaving. "Like the pressure was too much, you know, calls day and night, money slipped under

the door...my girlfriend was even offered a loom...like too much."

Before we hung up, we promised not to reveal his location, as several firms were trying to ship a tractor out to the farm.

The situation seems just as tense as that of two months ago, when recruiting in classes threatened to eliminate the last refuge for students. The check-in system seems to have solved this problem although isolated incidents of bribes are sporadically reported.

"I don't know what to try next," said the Registrar, "we try to be fair, but only so many interviewers can sign up for one student." So far the sign-up sheets are filled through 1989 with interviews scheduled from 6:00 A.M. to

(Cont'd on page nine)



One of the innovative new attempts to cope with the present crisis: group interviewing. Actually this isn't a formal interview but shows what happened when a student accidentally wandered into one of the "unrestricted" areas.

## Bookstore Announces 40% Price Cut

A forty per cent price cut has been initiated immediately by the Law School Bookstore on all law texts. Several factors have been elemental in this reduction, the principal one being the new line of paperback texts.

"The publishers are really out to help cut law student costs," commented Mary Lou Palesh, Bookstore proprietrix, "I can't see how they could be more cooperative."

In addition to the text price cut, the Bookstore announced that it would no longer carry canned briefs, outlines, and hornbooks since these are now being provided through administration funding.

As one student commented, "I don't see how we got along (cont'd on page seven)



"That will be \$1.95" says Mary Lou Palesh to one of the first students to take advantage of the price cut.



Plan for the Shyster's new Dome stadium is inspected by students. Financial backing is being supplied by the SBA and Sam's Parking Lot.

## "Switch Day" a Success

The first annual Law School "Switch Day" was proclaimed a success by all concerned, although some friction may have resulted. The program, in which administrators and faculty switch places with their secretaries for one day, took place last Tuesday.

Participants reactions were somewhat mixed, but all agreed that a new awareness had been fostered by the

program.

"I thought the day would never end," commented Associate Provost William Griener, one of three administrators who took the place of Secretary Pat Taylor.

Reactions among the faculty were along the same line, with several spouting bandaged fingers at the end of the day.

Students polled generally agreed that their classes were

"really informative" and "the most interesting this year." Asked how she had acquired the knowledge necessary to conduct a class, one secretary remarked "who do you think writes all those handouts you get every day?"

Plans for next years program will include

(cont'd on page four)

could not be reached for comment but it was

(cont'd on page six)

All articles on this page are real and the world, fortunately, is fictitious. They were written in the spirit of the season and we hope no offense is taken.

## Legal Observers Receive Grant

A grant of \$500.00 has been received by the Law School Legal Observers. The donors of the grant, the Blue Badge and Silver Whistle Club, an organization of Buffalo Patrolmen, said that the money was given in recognition of the "meritorious service and exemplary effort expended by the organization

in promoting fair law enforcement."

The President of the organization, Captain Richard DoGoode, commented that "the Observers really make our job easier." "We hope to increase cooperation between the police and the Observers in the future," he added.

The Observer's chairman

## Spirit Prompts Cut

The Western New York Businessman's Association announced yesterday that all prices in retail stores will be reduced twenty percent for the holiday season.

A release by the Association stated that the purpose of the price cut was "to promote the spirit of giving throughout the community." The statement

further stated that "it is unfair for merchants to hinder this spirit by maintaining the normal nonholiday prices."

"Sure, we might take a small loss," commented the Association's President, "but what is that compared with the good will and spirit of cooperation that the

(cont'd on page three)

# Editorial

## H and HD Must Go

The myriad problems that have arisen since the implementation of the new grading system two years ago attest to the fact that it is a failure and that it must be revised.

As originally conceived, the system of pass-fail had considerable merit and was certainly superior to the numerical grading system it was to replace. By eliminating artificial distinctions among students with approximately the same averages, it promised a fairer evaluation of their academic achievements through letters of recommendation from their professors which would be inserted in their records as a supplement to their grades.

Unfortunately, this system was compromised by those who still favored a multiplicity of grades and included, when adopted, the additional grades of H and HD. It was the addition of these grades which destroyed the originally conceived pass-fail system and led to what many interpret to be a modified A,B,C,F, system.

The results were disastrous. While some professors awarded HD's as they would A's, others took it to be a rare animal to be awarded to a brilliant student once in two years. Likewise the H was considered by some to show "better than mediocre" work while others considered it to be a mark of high achievement.

If confusion inside the Law School was great, outside it was almost total. Employers took the conservative view and took Q's to represent average, "fair" achievement, which resulted in many students finding themselves at a severe disadvantage in competing with students of even clearly inferior law schools.

The final jolt came last month when the clerk of the Court of Appeals refused certification to a number of last year's graduates partially because of the confusion of what a U on a record means. According to the original plans, a U was to be any grade from a low C down, but because of the H and HD grades, and the inevitable comparison with the ABCF system because of them, it was interpreted to represent an F.

The solution to this problem must be obvious to all. We must reject the view that our experience shows that pass-fail cannot work. Pass-fail will work when it is implemented. The compromise plan only shows once again the flaws in the old system.

The grades of H and HD must be eliminated. Only then, with the resulting stimulus for letters of recommendation, will students receive a fair evaluation of their academic achievement.

*Letters are welcome from students, faculty, alumni, and others. Please limit letters to two typewritten pages. Send to: The Opinion, 77 West Eagle Street, Buffalo, 14202. Anonymous letters will not be published.*

# Letters To The Editor

## Tenure Complaint

To the Editor:

The granting of tenure to Professor Al Katz, whose attitude towards his students is, in my opinion, one of "smug disregard," makes a sham of 'teaching ability' as the overriding consideration to be weighed by the schools tenure committee. They blew it again by this latest decision just as they did last year, when they dismissed Professor Steve Larson, who was alive and capable and stimulating in his classroom and, most important, concerned with his students.

Were the students voices really heard in these decisions?

Ira Fischer

## PAD Symposium

To the Editor:

On Wednesday, November 17th the Carlos Alden Chapter of Phi Alpha Delta presented its third annual Symposium on the Law entitled Judicial Selection: Election or Appointment. Notwithstanding two months of preparation and planning and a fairly widespread publicity campaign the whole affair turned out to be somewhat less than a success.

Amid the widespread controversy over the role of the courts in our society one would have felt that a faculty and student body such as ours would have been at least mildly interested in a free wheeling discussion by

leading local jurists and members of the Bar as to methods of choosing those who preside over these courts. Apparently such was not the case as evidenced by the attendance of only two law students outside the fraternity and no members of the faculty aside from our advisor.

Such lack of student support can either be attributed to a lack of interest in the particular subject or just plain apathy. The former could be remedied easily in the future, the latter, on the other hand, seems to be a creeping disease not so easily cured. The negligible faculty participation, on the other hand, bespeaks of the major problem facing this Law School in its internal operations: lack of communication. It seems that neither the students nor those in Prudential take the time to discuss their respective activities with each other.

In this particular case the members of the Alden Chapter, as have members of other groups on different occasions, worked very hard to provide an educational experience for the whole school. For those who were there, the discussion proved to be both rewarding and lively. But an essential element was missing: support. The lack of this element was due to an inability to communicate. Its about time this inability stopped. This is a criticism of both sides and I welcome a response.

Mark G. Farrell  
Justice  
Carlos Alden Chapter  
Phi Alpha Delta

## THE OPINION

Vol. 12, No. 6

December 16, 1971

Editor-in-Chief — John R. Samuelson

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News Editor — Rosalie Stoll

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The Opinion is published every other week except for vacations during the academic year. It is the student newspaper of the State University of New York at Buffalo School of Law, 77 West Eagle Street, Buffalo, New York, 14202. The views expressed in this paper are not necessarily those of the Editorial Board or staff of The Opinion. The Opinion is a non-profit organization. Third class postage entered at Buffalo, New York.

# Right On!

by OTTO MATSCH

## CLASSROOM CANCER

The sign above the blackboard in room 110 reads "NO SMOKING." On a good day you can almost see it through an acrid cloud as nicotine-sucking slob incinerate old leaves and subject their classmates to the pollution of their disgusting habit. Similar signs adorn the other classrooms and the library; but there is no place in the entire Eagle Street "campus" to escape the fumes, for the polluters infest every nook and cranny and puff away with vicious abandon, ignoring signs, ignoring reason (the Surgeon General and the AMA inform us that smoking causes cancer), and ignoring the irritation of their non-smoking classmates.

Without going into the psychological reasons of why people subject themselves to smoking, it is apparent that the smokers among us are inconsiderate and uncaring of the discomfort they inflict upon fellow students. Smokers constitute a small minority in the school population, say 20%. The rest of the students do not smoke because they find the practice to be foul, unhealthy and revolting. Yet the majority finds itself daily subjected to the oppressive habits of the slob minority who feel justified in torturing non-smokers for

the sake of gratifying their own vile urges. The NO SMOKING signs are there, they seem to feel, to cover cockroach tracks on the walls, or to be defied for the sake of witless defiance, or simply to remind them to pollute. And so they squat in our classes belching noxious fumes and visualizing themselves as Marlboro studs, or as breathing fresh mountain air (!), telling themselves how cool they look with that cool weed dangling from their oh-so-cool lips, fantacizing about Humphrey Bogart and sexual gratification via the Salem scene out in the springy glade.

Not that students are the only ones to blame — some professors are even worse. Some of the professors, including Del Cotto, Lauffer, Rickert and others defy the polluters and curtail the odiferous practice, forcing the poor dears to wait a whole hour before resuming their attack on the lungs. Some, such as Professors Gifford and Teitelbaum and others, ask the students not to smoke and thereby reduce the sinning, but take no action against those who, through forgetfulness or sheer hoggerly continue to befoul the environment. And finally

there are the arch-demons whom some suspect are in the pay of the cancer industry: the professors who themselves smoke in class, inciting the nicotine fiends to puff even more and adding personally to the discomfort of non-smokers. Non-smoking students literally stagger out of Professor Mann's classes, vowing to rush down to Lackawanna for fresh air. Professor Reis delights in denouncing industrial polluters — while waving his cigarette. There are other malfactors among the faculty who act similarly. Let's not leave out the library staff, who find it inconvenient to enforce the ban on smoking in the library and pretend it does not exist.

Bob Newhart did a routine about Sir Walter Raleigh making a telephone call to his boss in England, telling the incredulous gentleman about the four boatloads of dead leaves he was sending back. Walter told him about snuff, and about pipe smoking, and was just explaining cigarettes. (What do you do with them, Walt? Wait, don't tell me, let me guess. You stick them in your ear, right?)

Which is exactly what I suggest the smokers do with their cigarettes, pipes and cigars: stick them in their ears.





**Moot Court**

# Desmond Competition Winners Announced

On Saturday, Dec. 4th, 1971, the final rounds of the Charles S. Desmond Moot Court Competition were held in the Supreme Court of Erie County. First place honors went to Lauren Wixson and David Schubel. Finalists in the Competition were Jesse Baker and Alan Liebowitz. All four are second year law students.

Additional Awards went to Larry Brenner and Peter Clark for best brief submitted in the competition. Alan Liebowitz was adjudged best oralist.

The appellate arguments, which were based on the legality of an eavesdropping device placed on an individual who was associated with an alleged radical organization, were heard before Retired

Chief Judge of the Court of Appeals of New York, Charles S. Desmond, along with Matthew J. Jasen, current Judge with the Court of Appeals, and John Henderson, Federal District Court Judge of Buffalo.

An Awards Ceremony and Dinner was hosted Saturday night by the Moot Court Board of the Law School at Kosteks Restaurant. Richard Evans made an award speech and reviewed the activities of the Moot Court. In attendance were members of the bench and bar, as well as faculty advisor Ken Joyce and Moot Court members.

Costs of the dinner were underwritten by the SBA for the judges' dinners and the Law Alumni Association sponsoring Moot Court Board members.



Moot Court Winners: Jesse Baker, Alan Liebowitz, David Schubel, Lauren Wixson.

Fried

## 1971-72 SBA Budget

### OPINION

Printing .....	\$2,368.00
Photography .....	540.00
Mailing .....	580.00
Office .....	212.00
<b>Total</b> .....	<b>\$3,700.00</b>

### INTERNATIONAL LEGAL STUDIES COMM:

Jessup Int. Law Moot	
Court competition .....	\$265.00
Host Belgium Law students .....	250.00
Guest speaker .....	335.00
<b>Total</b> .....	<b>\$850.00</b>

### GRADUATION COMMITTEE

Printing .....	\$250.00
Flowers .....	50.00
Kleinhaus Hall .....	200.00
Speaker .....	200.00
Speaker Expenses .....	180.00
Administration Expenses .....	25.00
<b>Total</b> .....	<b>\$905.00</b>

### PHI ALPHA DELTA

Symposium-Fall .....	\$250.00
Honorariums .....	50.00
Advertising .....	60.00
Program & Misc. Expenses .....	180.00
Spring Semester; Ins. of	
Court Seminar .....	180.00
<b>Total</b> .....	<b>\$540.00</b>

### SOCIAL COMMITTEE

Fall	
2 Band parties .....	\$437.00
2 Beer parties - lunchroom .....	400.00
Spring	
3 Beer parties - lunchroom .....	\$340.00
<b>Total</b> .....	<b>\$1,177.00</b>

### NATIONAL LAWYERS GUILD

Papers - Legal Information Sheet	
Chapter Newsletter .....	\$59.00
Attica Newsletter .....	25.00
Stencils .....	25.00
Office Supplies .....	100.00
Convention - 2 students to Phila. .....	88.00
Mailing Newsletter .....	
<b>Total</b> .....	<b>\$297.00</b>

### BALSA

General Office supplies .....	\$200.00
Telephone .....	150.00
Duplicating .....	55.00
<b>Total</b> .....	<b>\$405.00</b>
General Supplies-Office .....	489.00
Convention Expenses .....	200.00
<b>Total</b> .....	<b>\$1,094.00</b>

### LAW WOMEN

Office supplies .....	50.00
Literature for Distribution .....	170.00
Child Care Preparation .....	50.00
Convention - 1 student to	
San Francisco Law Women's	
Conference .....	300.00
<b>Total</b> .....	<b>\$570.00</b>

### LSSRC

Office Supplies .....	\$18.00
Postage .....	30.00
Duplicating .....	40.00
Telephone .....	50.00
Mimeo-Masters .....	10.00
File .....	15.00
Typewriter .....	60.00
<b>Total</b> .....	<b>\$223.00</b>

### MOOT COURT

National Moot Court	
Championship	
Syracuse, N.H. (trans.) .....	\$25.00
Food .....	63.00
Lodging .....	60.00
Brief Reproduction .....	25.00
<b>Total</b> .....	<b>\$173.00</b>

### DESMOND COMPETITION

Honorariums .....	\$75.00
Expenses .....	75.00
Postage .....	10.00
Awards Ceremony .....	180.00
Misc. .....	10.00
<b>Total</b> .....	<b>\$370.00</b>

### NIAGARA COMPETITION

Honorariums .....	\$300.00
Supplies .....	70.00
<b>Total</b> .....	<b>\$370.00</b>
(3) .....	<b>\$913.00 total</b>

### CLSP

Clerical .....	\$50.00
Phone .....	10.00
Typing .....	250.00
Printing/Literature .....	10.00
<b>Total</b> .....	<b>\$320.00</b>

### LEGAL OBSERVER

Armbands .....	\$10.00
Radio expenses .....	90.00
Tape-recorder expenses .....	30.00
Camera supplies .....	60.00
Misc. .....	10.00
<b>Total</b> .....	<b>\$200.00</b>

### CONFERENCE ON NEW LAW

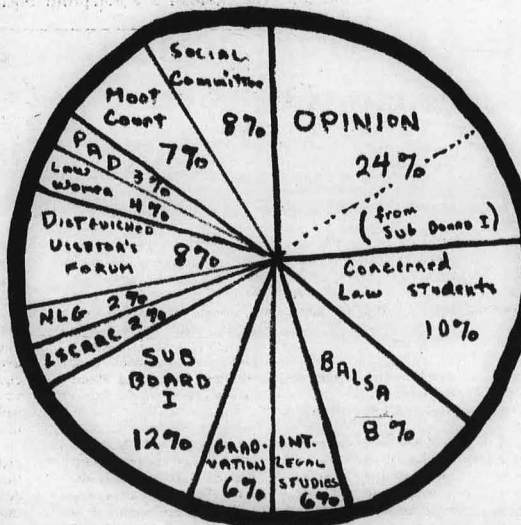
Speakers Fee .....	\$500.00
Speakers expenses .....	315.00
Printing/Publicity .....	150.00
Facilities .....	100.00
Misc. .....	10.00
<b>Total</b> .....	<b>\$1,075.00</b>
(3) .....	<b>\$1,595.00 total</b>

### DISTINGUISHED VISITOR

Speakers - Honorarium .....	\$600.00
Expenses speaker .....	600.00
Administration Cost .....	35.00
<b>Total</b> .....	<b>\$1,235.00</b>

### SUB-BOARD I

Approximate, minus	
Amount given to OPINION .....	<b>\$1,800.00</b>



dw 20/11  
td 01/11



## S B A

by Mike Montgomery

# Unanimity On Beer Parties

10 December

For about the first time in SBA history, traditionally imbued with a contentiousness rivaled only by that of the Montagues and Capulets, the officers and directors gave unanimous support to an additional allocation of funds to support a beer wine and cheese party during the last week of classes. A request was made by Sally Mendola that the Social Committee procure a better quality of wine.

**FACULTY RESUMES.** Fact and background sheets on all but five members of the Faculty have been prepared and are now available at the Library, the Registration desk, Shirley's desk, and various and sundry bulletin boards. The resumes were prepared under the direction of Joseph Gerken and Tricia Semmelhack.

**FSRB COMMITTEE REPORT.** Reed Cosper presented the fruits of the

advisory committee on faculty student committee representation to the SBA for directorial delection. Essentially, this proposal suggests 50-50 faculty and student representation on most committees, particularly those with great influence on the Law School community (admissions, curriculum, tenure); power in the FSRB to make binding decisions should either the faculty or the student body dissent on an issue; and several alternatives for a representative assembly for the entire LAW School community with equal power in the faculty and the student body. Cosper noted that 50% student representation and power was not at all out of line with the trend in universities nationally. Comments were made that, as presented, the Committee report was unrealistic and might be useable only for the purpose of establishing a bargaining position.

**OPINION BUDGET.** In presenting this

budget, Treasurer Weinberg observed that this budget was increased only \$90 over that previously submitted, despite the fact that the estimated \$600 in advertising revenue was no longer being allocated to production expenses. Editor Samuelson stated that, in light of the total cut of office supplies, the paper would have difficulty in carrying on its activities. John Hayden and Yvonne Lewis suggested that *The Opinion* was a sponge trying to soak up all available SBA money, and the internal allocation of the original office supply fund for a typewriter was the paper's decision, and they should live with it. The revised budget of \$2,500 was approved 14-3-2.

## PUBLIC INTEREST RESEARCH GROUP.

Mary Anne Hawco suggested that

the Law School initiate, in conjunction with other schools, a student controlled PIRG. She suggested that in order to provide funding for the professionals employed by this group that the student body should approve a raise in activities fees of \$4.00 for the year, which should provide an income of \$2,500. John Hayden questioned whether this money would be used for the useful activities of initiating law suits, or for the useless activity of distributing a multiplicity of fliers to others who are equally impotent to accomplish things. Sally Mendola questioned the realities of student control in light of the considerable paid professional participation in the group. It was decided to initiate petitions to get student input on the suggestion prior to the next SBA meeting.

# Last of Budgets Approved: Almost

3 December

The first order of business at the 3 December SBA meeting was to direct President Morris to support the dissemination of last year's Faculty evaluation to the student body when that issue is brought before the Faculty-Student Relations Board. The next question introduced by Treasurer Weinberg was the approval of those student budgets which had not been considered in the stormy prior meeting of the SBA.

**LAW WOMEN.** The three main items on this budget were fliers and street sheets regarding women's rights, the administrative costs of a day care center, site uncertain, and the approved transportation costs of \$300 to a convention in California.

Requested: \$850 Approved: \$570 Passed: \$570 by a vote of 16-0-4.

**LSCRR.** Oriented toward legal research in the civil rights field to assist community groups and lawyers to ameliorate the problems of poverty and social injustice. The specific project mentioned was an examination of bail setting procedures in Buffalo. Among line items disapproved in committee were a subscription to the Buffalo Law Journal, duplicating the one in the library, and a request for intra-city bus fare to and from downtown.

Requested: \$600 Approved: \$223 Passed: \$223 by a vote of 17-0-3

**LAW WIVES.** This organization was considered in committee to be external to the SBA. Requested: \$380 Approved: \$0 Passed: \$0, by a vote of 17-2-1

**CLS** The budget of Concerned Law Students was divided into three areas, which were voted on separately. Reed Cosper outlined the Conference on the New Law, a 3-day weekend conference with guest speakers to be held in the Law School on March 17-19. The theme would be what a lawyer can do in his day-to-day work to promote social change. Initiated by a keynote address to set the theme for the conference, the group would then split into workshops centered around previously-prepared working papers. Questions were raised about the need for allocating \$100 for facilities when the Conference would be held for free at the Law School. Further questions pointed out that no speakers have yet agreed to appear.

In regard to the Legal Observer's request for funds to recondition and maintain the radios and tape recorders, it was pointed out that maintenance is necessary to keep valuable but delicate equipment operating.

**DISTINGUISHED VISITORS.** It was noted by Shelley Gould, the chairman of

this committee, that the budget was cut because of the administrative merger of the Mitchell Lecture Fund and the Speaker's Program, and the number of faculty members speaking without charge.

Requested: \$2,200 Approved: \$1,235 Passed: \$1,235 by a vote 21-0-0

**BALSA.** It was pointed out that the establishment by BALSA of a separate office away from the Law School in Westminster House entailed unusual expenses when the allocation of \$489 for office supplies was questioned.

Jesse Baker pointed out that the UB Law chapter is the regional headquarters for certain functions, and the only chapter in the region to distribute a newspaper. The local chapter is also the National Coordinator for BALSA's Attica concerns. The convention travel expenses for an affair to be run either in Chicago or Atlanta were considered to be necessary because this was the only means open to the National Chapter to provide a general direction to the associate chapters. It was stated that there is a triumvirate which runs Balsa, and its three members would probably become the convention delegates.

The allocation of \$150 for a typewriter, rather than the \$80 given other groups, was defended on the

grounds that due to the amount of publicizing projected, Balsa needed a good durable electric typewriter. The suggestion that any unused typewriters in the Law Review office might be available was met with general amusement.

Requested: \$1,989 Approved: \$1,094 Passed: \$1,094, by a vote of 19-0-2

**PHANTOM PHONE BILL** Mark Farrell noted that Professor Manak has directed that the SBA be billed for the telephone of the Community Law Office, a function started last year by Charles Davis on an ABA-LSD grant. The SBA directed that an explanation be sought from Professor Manak or the Administration as to the billing.

**FACULTY RESUMES.** Reed Cosper stated that the Freshmen have started a project to get resumes from all professors so that they may know a professor's interests before they sign up for a course. All the resumes are in and the stencils cut, and the reproduction costs would approximate \$15,000. It was suggested in discussion that this project could be very misleading because a strong resume may shield inadequate teaching ability. A motion to accept the expense for this project by John Samuelson and Mike Montgomery was passed 10-2 with a number of abstentions.

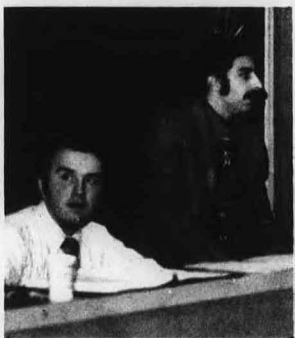
# Marathon Meeting and Hot Tempers

19 November

The 19 November meeting of the SBA started off well with a refusal to accept the minutes of the previous meeting. While unattended by Administration representatives, there was heavy participation by the largest student audience to show up this year.

**STIPEND REFERENDUM.** The results of this student polling were read, with some objections as to the wording of the referendum. *Opinion* Editor Samuelson suggested that the majority supporting a guarantee should guide the votes of the SBA Directors as representatives of the student body. Shelley Gould moved to rescind the initial motion made a few weeks ago denying all stipends. Failing to obtain the necessary 2/3 required to rescind the previous motion, the stipend issue and the results of the advisory referendum were not brought up at this time.

Treasurer Richard Weinberg introduced for consideration the student organization budgets, and the recommendations of the Budget Committee. Set out in line by line allocations, the budgets were to be approved or disapproved on the whole amount rather than on a line-by-line basis. It was decided that an organization



1st Vice President Mark Farrell and President Malcolm Morris

could not reallocate money after the lines had been approved without the permission of the Treasurer, a decision which could be appealed to the Budget Committee and the SBA as a whole.

**INTERNATIONAL LEGAL STUDIES.** A new organization whose constitution was lately approved, directed towards international moot court competition and

taking care of the visiting Belgian students. Requested: \$850 Approved: \$850 Passed: \$850, 21-0 vote.

**PHI ALPHA DELTA.** Lee Ginsburg noted that this organization should not be funded since its constitution had not been passed on by the SBA. Dick Rosche, who was involved in the compiling of the SBA reporters, said that the constitution in the book were the only ones extant. President Morris made an executive ruling that the budget could be passed, contingent on approval of PAD's constitution. Requested: \$680 Approved: \$540 Passed: \$540, 18-0-1 vote.

**GRADUATION COMMITTEE.** Discussion pointed out that it would be impossible for seniors to take part in the Main Campus graduation because of a time conflict with final exams. Possibility of getting Administration support for our private graduation was considered slim. Requested: \$2,000 Approved: \$905 Passed: \$905, 16-2-3 vote.

**MOOT COURT.** Proponents noted that this basically academic organization had to be funded totally by the students since the Administration had failed to come through with any support. Judy Kampf criticized part of the budget, stating that the Moot Court banquet was not open to the Student Body, and if Moot Court wanted a banquet the members should

pay for it themselves. Sally Mendola criticized a request for funding for food and lodging at distant competitions. It was noted that no other group had thought to ask for such support. Judy Kampf made a motion that, as a matter of policy, the SBA support no banquets, absent special circumstances to be approved by the SBA specifically, and that such banquets be funded through the Administration or by private donations. Lee Ginsburg suggested that at least out-of-town participants in major competitions ought to be fed at SBA expense to return past hospitality extended to traveling Buffalo teams. Mike Berger expressed the point of view that Moot Court represented the school and that the Administration, which had excess money, should not be allowed to get off the hook. The motion to eliminate all banquets was passed on a 10-10-1 vote by a tie-breaking ballot cast by President Morris. Moot Court is the only organization which holds banquets. Requested: \$2,200 Approved: \$1,293 Passed: \$713.

Richard Evans of the Moot Court Board presented his case after the meeting was adjourned for an intervening class. In regard to Administration support, he pointed to continued responses from the Prudential claiming

that no money is available. Mr. Evans pointed out that the Desmond Competition and banquet was not barred to the student body, but open to anyone who developed expertise in writing and arguing on the appellate level in the competition. Far from being a social affair, the banquet served in lieu of honoraria for the 30 judges who were participating. Mr. Evans pointed out that holding a banquet for \$6 a person was cheaper than the alternative of a \$25 honorarium. The closing statement pointed out that Moot Court constituted a vital part of legal education open to all who wish to participate, and furthered the recognition of Buffalo as an outstanding law school in the state. Mr.

to any income made by any organization. If a group made money by its own efforts, such money was largesse and went to the SBA, not to the organization which generated it.

One member of the audience noted that the income was going to be used for what are basically employee expenses. He felt that it would be fatuous to prevent *The Opinion* from paying employee expenses merely because the employees happened to be students. Reed Cosper considered it an injustice if the Staff of *The Opinion* was forestalled from using the income they had gone out and gotten. Further audience comment suggested that not allowing an organization to use the money it brought in would obviate its

available, and if practical, to let *The Opinion* use money it takes in, however earned.

**REFERENDUM VALUE** One student suggested that the referendum, whether advisory or not, should have some weight, and the idea expressed by a majority of the voters that stipends in general be disapproved, but that a guarantee to *The Opinion* was appropriate, should be considered an obligation on the SBA Directors.

Sally Mendola, junior Director, stated that any results from the referendum should be disregarded because they were tainted by personal aspersions and attacks over the period of the campaign.

suggested that, in reaction to the huge cuts made in this budget for an organization supported by the student body, that this budget be voted down and sent back to committee for a reexamination upwards. A motion to table this budget failed 4-9-2. After a quorum call, the budget was accepted as approved 9-4-2. Requested: \$3737. Approved: \$1177 Passed: \$1177

**NATIONAL LAWYER'S GUILD.** The consideration of this budget brought the most emotional reactions from the audience and Directors of any of those submitted. Mike Montgomery made a policy motion, similar to the policy motion on banquets, that convention delegations be limited to one person, and



Directors Ross Zimmerman and Sally Mendola



Director Michael Montgomery and 2nd Vice President John Samuelson.

Evans saw no reason to differentiate between honoring judges and honoring all students who chose to participate. Gene Goffin moved that additional funding of \$180 be provided to support the judges only, at the Desmond Banquet, Passed 13-3-3.

**THE OPINION.** Discussion of this controversial budget was opened by the Editor, who withdrew the planned advertising and Alumni income from the budget, a move which boosted his needs to \$3,060. John Samuelson stated that the SBA had no right to allocate money made by the newspaper, which wasn't the SBA's to give.

Lee Ginsburg responded by pointing out that *The Opinion*, a part of the SBA, was not allowed for tax reasons to make money. He considered the reallocation of new paper income to be a circumvention of the disapproval of stipends. Judy Kampf attacked Samuelson's claim that the paper's income was not the SBA's to allocate, observing that SBA money was used to finance the paper which was the means of generating the income, and the newspaper should not be allowed to utilize advertising revenue generated by SBA money in any way it pleased.

Gene Goffin stated that, according to the SBA constitution, the student government has jurisdiction and the right

independence. It was suggested that a new budget be submitted to the Committee, with a proviso that income received by the newspaper, not to include money from Sub Board I, not be applied towards expenses which *The Opinion* wants the SBA to defray.

A motion to accept the budget as submitted, with newspaper income allocated to defray expenses, was defeated 3-15. Larry Shapiro suggested that the budget be sent back to committee to see how much money was

**POLICY ISSUE.** A motion by Bill Buscaglia and Mike Montgomery was made on the policy issue that stipends for *The Opinion* be approved up to a limit of \$1200, to be paid out of advertising and alumni income alone. While taking nothing away from the SBA, such a policy would encourage initiative on the part of *The Opinion* staff. The motion was passed 10-6-1.

**SOCIAL COMMITTEE.** Audience comment noted the large student input on the social committees referendum, and

money limits be established to preclude long distance trips. This motion failed by a wide margin.

Members of the Guild stated the purposes of their three publications: 1) the street sheets going to high school students, arrestees, and tenants in the community to advise them of their rights, 2) the Chapter newsletter, 3) the Attica newsletter to other Chapters informing them of what was going on at the prison. Senior Directors Brett and Montgomery questioned the external nature of this organization, suggesting that its benefits were directed towards certain segments of the Buffalo community rather than the student body which was funding it, an argument taken up by some members of the audience. Discussion on both sides was acrimonious and noisy, notably regarding the refusal of representatives of the Guild to state the numbers of the membership or the identity of its officers. Four Directors staged a brief walkout which brought attendance below quorum requirements, but returned to the meeting shortly. Thereafter one member of the audience blocked the doorway and suggested that there might be some assaults if any one else attempted to leave the room. Requested: \$407.50 Approved: \$297.00 Passed: \$297.00 vote 10-5-1



## Belgian Students Visit Enjoyed By All

by George Riedel

Twenty-four Belgian law students and two professors of the faculty of the Free University of Brussels were the guests of the International Law Club of the State University of New York at Buffalo November 16 - 24, 1971. The students took part in an Experiment In Living Program, and made the trip to Buffalo to study the American Law System and American legal education.

The International Law Club and the International Legal Studies Committee provided housing accommodations for the 24 men and 6 women with students of the law school and arranged a series of lectures, seminars, and social events for their guests. With the cooperation of faculty members, lectures were given comparing common law principles with the Continental law system. Professors Laufer and Lochner presented the U.S. Educational System and Comparative Legal Education while a panel, including Professors Del Cotto, Homburger, Galanter, Mann, and Professor DeSchutter, from Brussels, presented the Introduction of the U.S.

Legal System. Professors Goldstein, Gifford, and Kelly held a seminar on Law in Action which included recent and innovative legal actions in the United States. During their 10 day stay



Fried

the Belgian students and professors reciprocated by holding a seminar on Belgian law and legal education for the American students. A seminar was also held with the Erie County Bar Association.

### TOURS

A luncheon was arranged with Federal Court Judge Curtin and afterwards a tour was provided of the federal court. The students had the opportunity to see a trial before Judge Curtin and an opportunity to speak with counsel in the case.

Marine Midland Western in conjunction with their international banking department held a luncheon and tour of their bank. While in the bank the students also had an opportunity to visit one of Buffalo's largest law firms Philips, Lytle, Hitchcock, Blain and Huber.

With the aid of Professor Manak, the students visited a Legal Aid Office, the Public Defender, and law enforcement agencies in Buffalo.

On Sunday, November 21, all of the students left for a tour of Niagara Falls and Toronto where they were the guests over night of Osgood Law School of York University.

### SOCIAL EVENTS

Not everything was study and work for our guests. There was an exhaustive social calendar which found our guests at a reception given by the Council of

International Studies at the Main Campus, a dinner by the Law Wives at the Faculty Club, a luncheon at Nottingham Academy and tour of Albright Knox Art Gallery arranged by Mrs. Kochery and Mrs. Dick. A dinner Party was arranged at a faculty member's home, which included the American host, and a Farewell Dinner was held at the Roundtable in Buffalo.

### COOPERATION

Thanks to the cooperation of so many of the campus organizations and groups the visit of the Belgian students was a great success. Commenting afterwards, Mrs. Doty Buergeth, wife of Professor Thomas Buergeth, who was instrumental in making the original invitation, said, "I enjoyed this experience so much, it was fun! Furthermore, it provided an opportunity for me to get to know so many of our own students and their wives."

Both Provost Schwartz and Assoc. Provost Greiner spoke at the Farewell Dinner and expressed their great pleasure at having an opportunity to promote understanding and good will between our two Faculties.



## Nader's Raider

# Ross Sparks Student PIRG

by Rosalie Stoll

Donald K. Ross, billed as "Nader's Number One Raider" spoke in the Student Lounge Friday, Dec. 4. Describing Nader's projects to date, Ross emphasized the Student Public Interest Research Group as one of the most worthwhile.

Speaking before a nucleus of about twenty-five students, Ross soon had the entire lounge filled with interested listeners when he began describing this project.

Ross describes the idea behind the PIRG as simple, whereby a large group of students either through increased fees or by donations gather enough money to hire a staff of lawyers, scientists and engineers to work full time for the students in solving current social problems. "If Ralph Nader and a staff of 10 to 15 lawyers can dent the federal bureaucracy, a similar staff in each state could change the direction of the nation."

Ross suggested several possible projects that students could focus upon, but stressed the autocracy of each PIRG. Students, he noted, must realize the problems of their community and then work to solve them.



False advertising and environmental carnage were two areas which Ross suggested were ripe for litigation. Here the lawyer could work with professionals in other areas to gain the expertise of their abilities.

Ross noted that one does not have to be an expert in order to effectuate change — rather he must be ready and willing to work hard. The du Pont study was done by law students and recent law graduates, he pointed out.

### QUIET REVOLUTION

"There's a revolution going

on in the law profession across the country — it's going on quietly." Ross noted the opportunity to turn law school into public interest work, and emphasized that the legal profession must begin to take a professional responsibility, implying that it had not to date.

Through a PIRG, Ross believed that the whole balance of power in this part of the state could be changed. The PIRG is a tool though, and "it can go anywhere you want it to."

Anyone interested in working with the PIRG can contact Jeff Levin, 833-8113.

## Buffalo Is In! Well, Maybe

by Robert Rodecker

HE was here folks! Right here in our own little snack bar last Friday afternoon. Well, HE wasn't here but HIS number one travelling companion was here, and he had all the facts. Yessir, all the facts on a public interest law group. Well, almost all the facts. You see, UB Law School is different. You can't expect the students there to really want to get into the environmental and consumer protection bag in any REAL way. So, just give them the story on how easy it is to get things done if you really want to. Tell them how HE did it on HIS own. Tell them how the students in Minnesota got all kinds of money through voluntary fees. Then, just go into the routine about how some people really do live off the salary that HE pays them. But don't waste your time recruiting these people and trying to get some of HIS people into Buffalo. After all it is Buffalo, not Washington or Boston.

Imagine that. "Abate" Rodecker, one of Reis' Roaches and Hoyt's Horde, bad-mouthing HIM and HIS number one Raider. But that's the way I see it. Sally was right on when she questioned HIS elitist recruiting policies. Well, maybe they're not elitist and any Montreal Canadian goalie or Joe Cox from UB could get a job with HIM. Maybe I'm just bitter because I haven't had any offers for \$4,500 a year. Maybe.

Regardless, I just didn't care for Don Ross' attitude. Maybe the bar exam is a breeze and it doesn't make sense going to class when I could be out cleaning up Lake Erie. Maybe there is a whole bunch of enlightened members of the faculty that would swing for a three credit course for those of us who want to go out and "attack" the real world problems of the poor. Maybe there's enough money and faculty members to support that kind of thing. Maybe it only takes a couple of students and a couple of professors to get this thing going. But maybe those students and professors do worry about passing that irrelevant bar examination and about giving their other courses equal consideration. And maybe those irrelevant courses really could be of some value later, even in the attack on the polluters and corrupters. I don't know. Maybe.

Anyway, thanks a lot Don for coming down to the snack bar and telling us all those good things that HE always tells us when we hear HIM elsewhere. And thanks for all that good poop on how we can do it if we really want to, and the Court of Appeals be damned. Thanks, maybe.

## Distinguished Visitor's Forum

# Katz Speaks on Charles Manson

by Rosalie Stoll

Associate Professor Al Katz, speaking before a full house in the Distinguished Visitors Forum last week spoke on "Legal and Psychoanalytic Reflections on Charles Manson," subtitled, "Anything you see in me is in you..." Basing his research on Manson upon a *Rolling Stone* interview, Katz attempted to give his view of one person's interaction with the criminal law system.

Seeing law as "a question of boundaries," Katz discussed the legal system. He stated that "Boundaries are established so that they will be violated, and with knowledge that they will be violated; otherwise they would serve no purpose." Manson is seen as suffering from a boundary confusion which may be a reflection of a wider social boundary confusion.

The existence of brutality in certain socially acceptable forms was discussed by Katz. "In what sense are the 'Tate' murders different from the murders in Vietnam?" Thus, Manson could be possibly seen as an innovator within the social framework rather than a social deviant.

Katz discussed Manson's pervasive sense of doubt — doubts that extend to his basic self-hood. A consequence of this doubt was the treatment of others as if they were non-human.

### SOCIAL BANDIT

Manson has been seen in the Underground press as a "social bandit." This seems to be a resultant of the political nature of a crime. The "mythic public perception of Manson, and his own 'mythic sense' may have contributed to the legend that has sprung up around Manson. Bandits are people who see themselves as early victims of injustice; they follow a Robin Hood ideal — take from the rich and give to the poor.

Manson's views on sexuality influenced his actions a great deal. His band was predominately female and his view of making love to woman was selfish — "Ultimately you make love to yourself."

Themes of defilement, deprivation and control in Manson's life are seen as indicative of difficulties at the oral stage, — problems suffered by Manson early in life were aggravated later in life.



### CRIMINAL LAW AND BOUNDARIES

Two questions posed by Katz are worthy of note — whether the concept of boundary differentiation is useful in the study of criminal law and whether there is psychoanalytic evidence that society gets the criminals it deserves? Katz answered both in the affirmative

— discussing overcriminalization, asserting that no behavior should be criminal unless it is blameworthy in the moral sense. In terms of his relationships with society, Manson experienced helplessness, powerlessness, and fatalism.

### MANSON AS HITLER

Manson was seen as a Hitler — he was not a hippie, not a flower child, not a radical, rather a blatant racist. He saw a coming millennium of black power controlled by himself.

Manson's early years of incarceration for minor crimes were mentioned. In

this context Katz discussed the difficulties implicit in labeling both minor offenders (gamblers) and major offenders (murderers) as criminals; their only common characteristic is that they are both authoritatively proscribed. Although this authority gives the community identity — society may pay a very great price for the collapse of distinctions, differentiations and boundaries.

Prof. Katz's speech was a fascinating and well-documented synopsis of a paper he wrote for the Group for Applied Psychoanalysis. It is well worth reading for anyone who missed his speech.

## News Briefs

### MOOT COURT CANDIDATES ANNOUNCED

Ten candidates have been selected by the Moot Court Board for membership on the basis of their performance in the Desmond Competition. Richard Evans announces the selection of Jesse Baker, James Brennan, Larry Brenner, Peter Clark, Dennis Hyatt, Alan Liebowitz, Lance Mark, David Schubel, Frederick Steinberg and Lauren Wixson.

### CONFERENCE ON THE NEW LAW

Concerned Law Students will hold a Conference on the New Law during the weekend of March 18-20. Discussion will center around the theoretical basis upon which a lawyer should base his practice as well as how this works out as a practical matter.

A keynote speech by a distinguished visitor will be presented and workshops will be held on Saturday. The focus will be that of the lawyer interested in social change.

All students are invited to attend the conference. More information will be available at a later date.

### AN INTRODUCTION TO THE FACULTY

In one of the most important moves taken this year, the freshman class has put out a handbook entitled "An Introduction to the Faculty."

Joe Gerken and Tricia Semmelhack noted that "The idea for this handbook arose in response to an expressed need to learn more about the faculty of our law school than is gleaned either by classroom contacts or by consultation with other students."

To effect this purpose the faculty was invited to submit brief resumes of their interests, background and outside involvement. A wide response was received from the faculty which, combined with a lot of concerted work by the Class of '74, put together this most worthwhile and long-needed project.



## PAD Symposium

# Methods of Judicial Selection

"Methods of Judicial Selection" was the topic of the 1971 Phi Alpha Delta Symposium. Held Nov. 17, at the Statler Hilton, the symposium was open to all students and faculty members.

The panel included Hon. Edmund F. Maxwell, U.S. Magistrate for the Western District of New York, Hon. Theodore S. Kasler, Assoc. Judge in Buffalo City Court, Hon. Joseph S. Mattina, Erie County Judge, Philip H. Magner, Jr., President of the Erie County Bar Association and William Larsen, Chairman of the Judicial Committee of the Erie County Bar Association.

A very lively discussion ensued, moderated by Mr. Larsen, concerning the advantages and disadvantages of election and appointment of judges.

Judge Mattina expressed the feeling that election was the proper method of selection in order to keep the jurist responsive to the populous. However, he stressed that the term should be long enough to insulate the judge from political pressure.

The appointment system was favored by Justice Maxwell on the basis that this encouraged merit considerations rather than political. He disagreed with Judge Mattina's feeling that judges are able to be insulated from politics. He asserted that major political



Masline

parties and officials had too much to say as to who was on the bench.

Judge Kasler favored the elective system but emphasized the need for overhauling the present method of rating judicial candidates. He felt that party chairmen

should not be among those determining candidates. Also, Judge Kasler noted the necessity for the voter to be aware of the candidates and their individual qualifications, rather than allowing a judicial campaign to ride on the coattails of a candidate for major political office.

Mr. Magner spoke to the merits of both systems. He acknowledged the need for the increased role of the Bar Association in adequately rating judicial candidates.

The panel discussed many questions from the audience, ranging from the need for increased minority representation on the bench to whether any commission to rate judicial candidates could be kept free from any possible pressure.

The PAD symposium each year has been an important event at the law school. Although this year's light turnout encouraged a more personal communication between the panelists and the audience, it is unfortunate that a faculty meeting prohibited the faculty from attending.

In the spring, PAD will institute an "Inns of Court" program to enable students to observe local attorneys in mock trials, enabling them to gain depth in trial techniques.

## Law Women Plan Several Projects

Next semester LAW WOMEN plan to get several projects off the ground. They are presenting a list of possible projects now, in the hope that it will stimulate some thought. It is up to each person to assess her priorities and think about what she would like to see happen.

Any specific suggestions/criticisms should be left at Shirley's office addressed to LAW WOMEN.

Possible projects:

1. Researching and writing women's "street sheets" to be made available to the community — for example, how to

get a divorce or to obtain support payments.

2. A survey of discrimination in Buffalo law firms — the form of such a survey is already put together, but someone has to take responsibility for the project.

3. Relating to the Women Lawyers of Western New York — we have already had one quite successful meeting with them and hope to have more.

4. West Side Women's Center — developing some kind of a referral program for women with legal

problems and investigating the possibility of getting credit for such a project.

5. Recruitment — going to local colleges and talking to women about law school.

6. Appointments — working to get more women on the faculty.

7. Admissions — are the standards equal?

8. Study group — rap group — possibly organized around "Women and Their Bodies"

9. Women's Studies College — working with women on campus and

getting credit for courses taken.

10. Relating to women in prison — several people are doing work in this area and could use support.

11. Day Care Center for the Law School

12. Women's Health Project — working with some women in Buffalo who do work around abortion.

13. Putting together a position paper/workshop for the Conference on the New Law.

All women in the law school are invited to contribute and to participate in the activities of Law Women.

## AMHERST

# STUDENTS, FACULTY, ALUMNI Tour Campus



Belling

At the invitation of President Robert Ketter, a tour of the Amherst Campus and the new Law School building was made by faculty and alumni of the Law School and officers of the SBA and the Erie County Bar. The tour was followed by a buffet dinner on the Main Street campus. The pictures on this page were taken of the Law School building during the tour.



Belling



Belling



Belling



## Notes From Elsewhere

by Michael L. Montgomery

### SBA REPORTING

Justinian

Brooklyn Law School

Wonder of wonders, Buffalo isn't the only dump in the world with a communications gap — SBA — reporters, student — faculty, whatever. One reporter for this version of the Flatbush Philosopher found himself accused of trying to crucify the Directors, when all he was trying to do was comment on how the SBA was viewed by the students. This reporter noted that the criticisms he had encountered were a prime example of the way rhetoric becomes the protagonist and reason the interloper during the SBA meetings. While most SBA members felt that their major problem was a lack of dialogue between students and faculty, the major problem appears to be non-communication between the SBA and the student body. The Brooklyn Bard noted that the major reason for SBA ineffectiveness in communication with the Faculty lay in the fact that the Directors have little rapport with the students they claim to represent. This rather heated diatribe was terminated with a comment on noise attributed to Mark Twain: "Noise proves nothing. Often a hen who has merely laid an egg cackles as if she had laid an asteroid."

### THE GOOD LIFE:

Cigar and Cognac Seminar

Dictum

Indiana U. Law School

Consider the goals, if you will, of a progressive curriculum designed to help the fledgling shyster cope with the myriad vicissitudes bound to plague him upon his emergence into the affluent life as an attorney. This institution, in keeping with the liberal analysis (give them everything they want) has engaged in a seminar designed to prepare the next generation of Prossers to manage themselves with grace, tact, and savoir faire by sponsoring an SBA Cognac and Cigar tasting seminar. Perhaps one day we too will

see the time honored name Remy Martin enshrined next to Corbin on contracts, or Legal Lines. If somebody essayed such a project in Buffalo, the subject matter would probably devolve to Schlitz and kielbasa, with El Rope-os for those who wish to fumigate their brain.

### PLACEMENT

Texas Law Forum

University of Texas

The placement office at this school is complaining about the misinformation being bruited about concerning their inefficiency and orientation only towards serving the needs of those students who don't need help getting jobs anyway. "If only the students would get to know us." Placement at Buffalo has been a rather moribund department at best, but last year there was some attempt made to provide a degree of semi-skilled help through the University Placement Office, efficacy unknown. One hopes that some improvement on a scene made surpassingly dismal by job opportunities as hard to find as clean water in the Niagara River, will continue to be made by the SBA and the Administration here in Buffalo, preferably by appointing an actual full-time placement officer. Such an individual is not likely to find his services going begging.

### REHNQUIST COMMENTARY

The Journal

Stanford

"William Rehnquist was an individualist — brilliant, clear thinking, a man with a good sense of humor." Dialogue from the funny farm? Not exactly — these are the words of one of the nine classmates and three professors of the much-maligned Nixon nominee to the BIG BENCH interviewed by the Journal. First in his class, Rehnquist was considered by most to be a man of flexible thinking. Assistant Dean William Keogh considered him a genius. "In intellectual power, he far out distanced anyone else in the class."

Unfortunately, he was a mediocre tennis player.

### FACULTY EVALUATIONS AT STANFORD

This California institution has a faculty evaluation questionnaire similar in format to that at UB. The results showed a general student discontent with teaching methods, course content, curriculum, and grading criteria. It was noted that some courses received hatchet jobs no matter how sterling the professor, but most comments centered around the inability to teach of many otherwise qualified instructors.

### PROPERTY AND ESTATE PLANNING

One innovation for the profound propagation of property law was promulgated pertinently at Stanford. A comic strip entitled REMAINDERMAN.

### PROMPT GRADING

Denver Law Forum

University of Denver

Inaction speaks louder than words. Students in the mile high city have trouble figuring out how faculty members can't find time to grade examination papers in five or eight weeks. Remember waiting around in front of Shirley's office with baited breath, waiting around for those colored cards to come out so that you can go to a corner bar and quietly nurse your ulcers? It is to be hoped that the abuses prevalent at Denver and most other schools won't be repeated after this January's set of heartstoppers. How are you going to tell a prospective employer who wants to look at your grades, of limited value tho' they may be in the confusing maze of H-Q-U and diffuse grading criteria, that the exam marks from two months ago have yet to show their faces.

## Student Elected to County Legislature

by John Samuelson

A Freshman student at Buffalo Law School has decided to make politics his career, and has not let some very major obstacles stand in his way. After several years of working in different areas of the political scene, Rolland Kidder, of Jamestown, New York, has been elected to his first elective position as county supervisor for the 12th District in Chautauqua County.

In his position as supervisor, Mr. Kidder, a Democrat, will join his colleagues on a County legislature which for the first time will have a Democratic majority.

Kidder began his early career in politics after graduating from Evangelical Theological Seminary near Chicago in 1964. While at the Seminary he worked on several programs in Chicago's inner city which according to him "changed my views about many things."

Coming from rural New York, he was at that time a registered Republican, but during the Goldwater campaign of 1964 decided to change his party affiliation. Through a friend he met the head of the Indiana Democratic state Committee in 1966 and for six months campaigned for the Democratic Congressional candidates. As part of the campaigning he attended fifty-four county fairs where he learned well the traditional "press-the-flesh" campaign method.

In 1967 he entered the Navy for a three-year hitch. The first two of these were spent in Japan and the last on a patrol boat on the Mekong River in South Viet Nam.

### Politics Returns

It was during this last year that politics began edging back into his life. While home on leave he approached the Democratic mayor of Jamestown about running for a local office in the county.

When he returned to Viet Nam he had still not decided whether to try for the position. In March, he received letters from Mayor Lundine and the Jamestown Democratic chairman who, unknown to each other, both asked him to run for the post. He telegraphed back his answer: yes.

### Absentee Candidate

He soon discovered that he had an opponent in the Democratic primary. This would certainly be a hardship since he wasn't due to finish his Navy duty until after the primary elections had been held. Undaunted, Kidder went to Hong Kong and had 13,000 campaign letters printed, with some aid from a missionary friend there. These were then sent to Saigon by air freight.

The letters almost stayed there when the Vietnamese customs officials demanded a bribe before they would let them pass through to the Mekong Delta. A trip to the

U.S. Embassy solved this problem and the letters went by Air Force transport to the Delta.

In the meantime Kidder had received a list of all the enrolled Democrats in the district. From this he addressed and sent out one letter to every Democratic voter, postage being picked up by the government because of servicemen's free mailing privileges. (He had previously cleared this with his superiors). Victory in the primary was followed by defeat in

November. But all was not lost. This year he returned to the same area to run for County Supervisor.

He found that the voters remembered him from his last campaign and more of his personal style of campaigning led to his election.

Does he want to make politics his career? Yes, as long as he can continue being elected. In the alternative, he is working toward a career in law. "Politics has no job security," he smiles, "and I have to eat in-between."

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## Mitchell Lecture Series

## What's Wrong With Law School

by Rosalie Stoll

"What's wrong with law school?" was the enigmatic title of Lester Mazur's speech in the Mitchell Lecture Series. Mr. Mazur, a Henry R. Luce Professor of Law at Hampshire College spoke from the view of undergraduate legal studies.

Mr. Mazur observed the differences between teaching law to undergraduates and formal legal education. Instead of lecturing, Mr. Mazur favored a discussion between the audience and himself.

Differences were pointed out by the audience between the freedom at the undergraduate and graduate levels of study, Mazur noted that in the field of law the bar examination and characteristics of the market operate as visible restraints on legal education.

Mazur pointed out that there were alternate uses of the resources of the law school insofar as allocation of the faculty is concerned which have yet to be explored.

## LOW COST OPERATIONS

"Law schools are notoriously low cost operations as far as higher education institutions go," Mazur noted. He emphasized that more individualized instruction should be provided. Citing the success of law reviews as an example, Mazur said that this type of learning is very important, but unfortunately restricted by the process of publication as well as limited to a small number of participants.

Mazur expressed his feeling that law schools might perhaps be doing their students a

disservice with their concentration on legal doctrine. To combat this, "I've been an advocate of greater interdisciplinary focus."

## FIRST YEAR CLINICAL PROGRAMS

Another problem area in the law schools lies in the first year's total lack of clinical experience. Law schools should attempt to involve students in clinical educational experiences early in their law career.

The use of the media in law school has not been fully implemented. Mazur suggested that there is a very heavy dependence on printed media, but suggested that these processes may be more easily visualized through other methods, suggesting a cartoon.

The reasons for the non-use of the media stems from the standard way of advancement in law teaching through publication, rather than the development of a film.

The function of exams was also discussed in terms of what learning processes we want and how the exam can function to produce the desired result. "If students say 'I can cram for the exam', then I suspect the exam doesn't serve the function offered by the course."

One of the first steps a law school must take is that of defining who you want to be a student in law school and what you expect him to gain. He realized that any school with gates of entry is going to be selective.

Noting the close relationship between the school and the bar, Mazur noted that one

question remains of what a profession is, since reaching beyond the present limits may mean changing the profession itself.

"Certainly some of the things we do in law school are very antiquated," Mazur noted that the law school has many resources at its fingertips — all the human beings who focus themselves on the law school.

"We must develop a critique of the law school fundamentally, beginning with should there be a legal profession at all." Mazur's stimulating discussion left all listeners with provocative questions which should work to the betterment of the law school.



Esther Lawrie, a first year student, died in an automobile accident early Thanksgiving morning in Beckley, W. Va. Miss Lawrie, a resident of Abingdon, Va., was a graduate of Virginia Polytechnic Institute.

## Zais on Homophile Legal Reform

by Robert Brosius

James P. Zais spoke to the law school community Nov. 18 on the subject of Homophile Legal Reform. He is the Political Action chairman of the Mattachine Society of the Niagara Frontier and an Assistant Professor of Political Science at U.B.

Mr. Zais focused on the political aspects of homophile law reform, mentioning Mattachine's activities during pre-election campaigning. His committee is in constant contact with all Buffalo Common Council candidates, and all of the presidential candidates brought to Buffalo by Mayor Sedita. Mattachine was one of the first gay organizations to so confront presidential candidates, and the idea has caught on nationally. According to an article in *The Advocate*, Senator Kennedy has come out unequivocally in favor of measures to guarantee equal rights to homosexual persons in areas such as employment, housing and public accommodations.

Mr. Zais talked about law reform in the area of consensual sodomy laws, the legal cornerstone of oppression of gay people.

Legislators often object to guaranteeing any rights to a group of people who practice criminal acts. While these laws are seldom used directly, their indirect use, in socially labelling gay people as criminal and in acting as a basis for discrimination, is widespread.

"Gay people should have the same opportunities for meeting other gay people as heterosexuals have for meeting other heterosexuals." However, gay gathering places are plagued by plainclothes vice squad members who lure gay victims into arrests for solicitation. Although the policeman often makes the first suggestion, the initial touch, it comes down to his word against the victims. While such an arrest might often be dismissed, or reduced to a lesser charge, the harassment is clearly violative of the gay person's right to freedom of association.

Mr. Zais pointed out that nothing helps the gay rights cause as much as responsible people admitting their homosexuality and trying to do something about the oppressive conditions that plague gay people as an alternative to the silence demanded by society concerning these "crimes against nature", the undiscussable.

## Right On!

by OTTO MATSCH

## ARCHIE GOES TO THE SBA MEETING

Cast:

Archie White, proletarian

Edith White, Archie's wife

Michael Muskie, sociology major, Archie's son-in-law

Gloria Muskie, Michael's wife, Archie's daughter

Scene: The White's living room. Michael is sitting in the arm chair watching the tube. Edith is setting the table. Enter Archie.

ARCHIE: Youse shoulda been there, Edith. It was in-crudable. Screaming and hollering like a pack of baboons at the water hole. If I hadna known better I woulda thought I was watching some kind of circus act — the freak show.

EDITH: What are you talking about Archie? I thought you just went down to County Hall for a hunting license.

ARCHIE: I did, Edith, I did. But the clerk wasn't there, so I went across the street to our famous law school. I didn't want anyone to see me hanging around the courthouse; they mighta thought I was on trial for sumthing. So I goes over there, and the school is conducting some kind of Halloween party. The student government budget was up for a vote and all the freaks were trying to get their shares.

MICHAEL: Why do you always have to call them freaks, Arch? They just dress differently to express their individuality. It's society's obligation to respect them for their differences.

ARCHIE: Different from what, meathead? They sure don't dress different from each other. Either they all stole their clothes from Goodwill bags or they're deserters from the Egyptian army. Youse can't tell whether they're wearing raggedy uniforms or uniform rags. You woulda fit right in.

EDITH: What happened at the meeting Archie? Did they argue?

ARCHIE: Did they argue? Did they argue? Like I just said, Edith, it was a circus. First they was arguing about the school paper. The editor wanted some money to pay the editorial staff stipends for all the work they put into it, and all the freaks was against it. They said the reward to these people came from the satisfaction of doing the work and voted it down. Then they argued about Mute court. Mute court wanted money for a banquet to honor the judges and the student participants, but the freaks voted that down too. They said it was too much money, and only let them have enough money to pay for the judges' dinners. Said that the students could pay for their own dinners.

MICHAEL: Arch, why do you keep saying the freaks did all this?

ARCHIE: Because they did, meathead. Every time they voted on anything the freaks voted as a bloc — every time. They got just enough freaks to constitute a bare majority if any of the humans are missing, and they vote themselves anything they want. Speaking of wants, vacate that chair. I want to sit down. (He sits. Michael shifts to the couch.) And keep them dogs off the coffee table. (Michael takes feet off coffee table.)

Where was I? Oh yeah, the budget. Then the freaks had this thing they wanted passed, a budget for one of them pinko groups, the Lawyers Guild. The big item they had was this here trip to Philadelphia for some kind of pinko convention, see. So people are asking the representatives about this budget about this Lawyers Guild they got, and these freaks went ape. This one weirdo says the hundred dollars for the trip isn't such a big deal because going to Philadelphia is his idea of a penalty. I couldn't say nuthin, but if it's such a penalty then why not spare them the agony and let them stay in town? Anyways, these students are trying to get answers out of the creeps, see, like how many members they got, and who they are, and who the officers are and this sort of stuff. And the freaks wouldn't answer, they just started screaming that they don't have to answer this sort of question, and they started cursing the students who were asking the questions. I aint heard language like that since our last union meeting. This one guy wanted to know how many members they had, and they's screaming at him — Edith, go get me a beer, will ya — (Edith goes into kitchen) — I didn't want your mother-in-law to hear this, these freaks are yelling "Fuck

you" at this guy. Then this other one says he wants to know who's getting the money because he has the right to know where his \$30 in fees is going, and this freak yells "Fuck you and your \$30." I'm tellin ya, meathead, that place was nothing like a law school. Those freaks musta thought they were at home talking to their mothers.

(Edith comes in and gives Archie his beer)

EDITH: Oh Archie, watch your language. I don't want Gloria to hear you swearing like that. (He glares at her.)

ARCHIE: And that wasn't half of it. Some of the representatives walked out so they wouldn't have a quorum, and this weirdo went flying out after them shouting that if they didn't get the hell back inside there was going to be some god-damn assaults. And they came back in and this one freako is blocking the door so no one would leave, standing in front of it like he was some kind of sergeant at arms. Sorta like what you would call a pig, meathead. (Takes a slug of beer and burps.) Then they voted on it, and this same bloc of freaks that always vote together to express their individuality voted together on this one and got the budget passed. Now they got money to print all kinds of junk and to penalize themselves down to Philadelphia with, and they got the rest of the students to pay for it. In-crudable.

The only sensible remark I heard all day was this one guy who said their priorities was all screwed up. He said the student government was cutting funds for organizations which benefit the whole school, then turning right around and giving it to organizations that served only to allow a handful of students to carry out their political fantasies. He said the reputation of the school was going to suffer, because others in the profession judge them by their Mute Court and newspaper, and if the school got the reputation of being a political carnival their professional reputation would suffer. He even said some of these here groups was of questionable merit. I thought they was going to lynch him. That was really sumptin. These same freaks that were saying that the students should work on the paper for their own satisfaction and pay for their own dinners at a banquet in their own honor were voting to subsidize themselves trips to Philadelphia and California. In-crudable.

(continued on page 11)



# BULLETIN BOARD

## SUMMER SESSION

The following professional program courses will be offered during summer session 1972:

1. Constitutional Law (b) ..... Newhouse
2. Conflict of Laws ..... Lauter
3. Income Taxation of Trusts, Estates and Beneficiaries ..... Joyce
4. Corporations ..... Fleming
5. Evidence ..... Teitelbaum
6. Collective Bargaining ..... Atleson
7. Land Conservation and Management or Problems of Environmental Quality ..... Reis

.....The following courses may also be offered:

8. Federal Tax (a) ..... Del Cotto
9. Civil Procedure (b) ..... Homburger or Kochery

The final list of summer courses will be available before the close of registration. It is possible that one or two more courses may be added to the list.

The summer session is confirmed subject, however, to the qualification that further fiscal disasters of the State of New York could conceivably curtail or eliminate the program. That risk appears small at the moment, but it is a factor to be considered by students in their program planning strategy.

Further word on this subject will be forthcoming shortly.

## VRIJE UNIVERSITY BRUSSEL

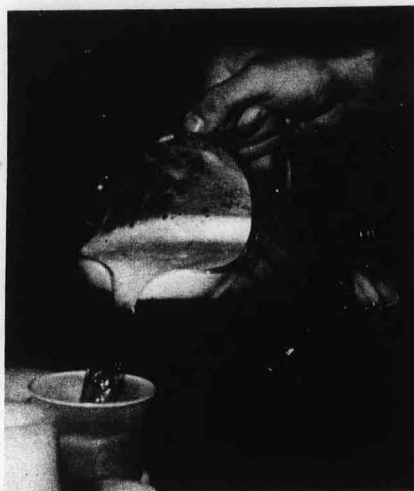
The Faculty of Law announce an International Legal Cooperation, A Post-Graduate Program In International and Comparative Law, Leading to a degree of Master in International and Comparative Law. Information and applications are available from: Vrije University Brussel, Program on International Legal Cooperation, C/O Professor Dr. B. De Schutter, AD. Buyllaan, 105, 1050 Brussels, Belgium.

## FINANCIAL AID

Financial Aid Applications for 1972-1973 are now available, 216 Harriman Library.

## ENVIRONMENTAL LAW

Environmental Law Essay Contest, for information contact Norman J. Landau, New York State Chairman of Environmental Law Section, American Trial Lawyers, 233 Broadway, New York 10007.



## FILM AND THE LAW

Media utilization in the area of legal studies has been quite limited. Students interested in working in a study group which would possibly concentrate on the use of film should contact Rosalie Stoll c/o Shirleys office or 216B.

## SCHWAB MEMORIAL ESSAY

The Howard C. Schwab Memorial Award Essay Contest in the field of Family Law will be conducted by the ABA, interested students may write: Division of Legal Practice and Education, Howard C. Schwab Memorial Award Essay Contest, ABA Section of Family Law, American Bar Center, 1155 East 60th Street, Chicago, Ill. 60637.

## UNIVERSITY OF SASKATCHEWAN

The University of Saskatchewan announces a graduate program in law leading to The Master of Laws Degree, information can be obtained from the Director of Graduate Legal Studies, College of Law, University of Saskatchewan, Saskatchewan, Canada

## INTERNATIONAL STUDIES

The Center for International Studies of New York University fellowships are available. Write Administrative Assistant for Fellowships, Center for International Studies, New York University, 6 Washington Square North, Room 33, New York, New York 10003.

## SUMMER SCHOOL

The William and Mary Summer School of Law in England. Complete information and application blanks are available from, Director, Summer School of Law in England, Marshall-Wythe School of Law, College of William and Mary, Williamsburg, Va. 23185.

## RUSSELL SAGE FOUNDATION

Russell Sage Resident and Fellowship in Law and Social Science applications will be accepted for next year, for information write Director, Law and Social Science Residency and Fellowship Program, Russell Sage Foundation, 230 Park Avenue, New York, New York 10017.

1972

## STATE BOARD OF LAW EXAMINERS

90 STATE STREET ALBANY, N. Y. 12207

Examination of persons applying for admission to practice as attorneys and counselors at law in this State will be held during the year 1972 as follows:

Monday and Tuesday, March 20 and 21, 1972, at 8:45 a. m.

Thursday and Friday, July 27 and 28, 1972, at 8:45 a. m.

The examination in the First and Second Departments will be held in New York City; in the Third Department in Albany, N. Y., and in the Fourth Department in Buffalo, N. Y. The place of examination will be set forth in the admission card sent to the applicant.

Applicants must file their papers at least thirty days and not more than sixty days prior to the examination, in the office of the Board in Albany. Every application must be accompanied by a certified check or money order payable to the "State Board of Law Examiners" in the amount of the fee prescribed by Section 465 of the Judiciary Law of the State of New York. Printed application forms will be supplied by the Board upon request.

The examination, for all candidates, will be a single examination containing questions in both Adjective Law and Substantive Law.

The examination will consist primarily of questions dealing with the following subjects which are deemed fundamental: Agency, The Canons of Ethics, Conflict of Laws, The Constitutions of New York State and of the United States, Contracts, Corporations, Criminal Law, Damages, Domestic Relations, Equity, Evidence, Negotiable Instruments, Partnership, Personal Property, Pleading, Practice, Real Property, Sales, Suretyship, Taxation, Torts, Trusts and Wills. Questions may also deal with the following subjects: Administrative Law, Bankruptcy, Carriers, Federal Jurisdiction, Insurance, Labor Law and Municipal Corporations.

The foregoing lists indicate the general scope of the examination but the Board may propound any questions which a lawyer in general practice may reasonably expect to meet.

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# Sports Huddle

by Alan Snyder

## YOU CAN'T BEAT THE LAW

This is the general consensus around the City of Buffalo in the Muny Basketball League. For the fourth straight year, the Law School has fielded another powerhouse.

The Law as the team is named, started off the 1971-72 season, on a strong note, defeating the Holiday Olds 67-35. The team this year does not have the star-studded lineup of a year ago, which had such superstars as Terry Connors, Bruce Norton, Charles Bovis and Tony Masicello. However, back this year is Jon Chaney who hopes to lead the Law to another City title. The Law has achieved this honor the past two out of three years.

As noted, the team does not have as many superstars, but a much stronger team as a unit. Back from last year are Lee Ginsburg, Rich Clark, Tom Parmele, Ed Goyles, Benny Chaw and Alan Snyder. Newcomers this year are player-coach Dan Holleye, Jeff Whoeppe, Al Brown, Ed McKewn and Robert Portnoy. Coach Holleye uses the entire squad during each game and in this way gets a maximum performance from each man.

In their first game, The Law, playing at Tosh Collins Gym on Cazenovia Street on Thursday nights, whooped a tough Holiday Olds squad, but not until after a close first half. The score stood 22-11, going into the second half, but led by Ed McKewn, Dan Holleye and Jon Chaney quickly the Law pulled away to win very easily. No apparent reason for the poor showing in the first half was given, except perhaps opening night jitters, but all quickly faded with the second half whistle.

As noted in previous years, the Law who are more of a defensive squad than an overpowering offensive unit, again displayed why they are City Champs. Completely dominating the defensive boards, the Law only allowed their opposition one and sometimes two shots at the basket each time down court. This, combined with fine crashing of the offensive boards proved too tough for the Holiday Olds to match.

In their second game of the season, the Law beat Brenner's 74-63 in what was a very crucial game for both teams. As the league shapes up, it appears either the Law or Brenners will move on to Championship play.

The game itself was much closer than the score and it wasn't until late in the fourth quarter that the Law pulled away to stay. Only at one point in the game did the Law trail and that was at the beginning with the score 3 to 2.

The team played very well and deploring a tough man to man defense was able to create numerous turnovers of the Brenners.

Again game high went to guard Ed McKewn, who was aided by Jon Chaney as well as Jeff Whoeppe, who played a tremendous game off of both offensive and defensive boards.

Entering the third week of competition, the Law stands 2 and 0, and it looks like another good year for the boys.

## REMAINING SCHEDULE

All games are played at Tosh Collins Gym on Cazenovia St. near Mercy Hospital in South Buffalo.

Dec. 16 8:30 Law v Celtics

Jan. 13 8:30 Law v Frogs

Jan. 20 7:30 Law v Holiday Olds

Jan. 27 7:30 Law v Brenners

Feb. 3 8:30 Law v Celtics

Feb. 17 8:30 Law v Frogs

## CAMPUS

The Shysters who were too late to register for the campus intramural league caught a break and when a team dropped out were fortunate to get that spot. They now play Monday nights at 9:00 in Clark Gym.

Headed by Jerry Solomon, the squad is made up of most of the players who played on the Shyster Football squad. The team consists of Jerry Solomon, Don Kaplan, Bob Livote, Lee Ginsburg, Dan Martin, Lonnie Tishman and a sensational new and upcoming star Jay Bielat. The word around campus this year is to try and stop Bielat. So far this year, Bielat is averaging 37.2 points a game, 12 rebounds and 13 assists. No doubt as long as the Shysters are around, they will have a good chance of winning the Campus Championship again.

Last year the Shysters, who were made up of Bruce Norton, Terry Connors, Lee Ginsberg, Rich Clark, Tom Parmele, Jerry Solomon, Alan Snyder and "E" Tunis won the championship very easily.

This year with Bielat, the team again hopes to dominate.

## RIGHT ON!

(continued from page 9)

**MICHAEL:** I hate to say this Arch, but I got to agree with you. (Archie drops his cigar.) When I get arrested I don't want my lawyer coming into court screaming at the judge. He'd make a big name for himself but it wouldn't do me any good. When I get busted I'm going to make sure my lawyer didn't go to U.B. I thought the place had a good reputation, but I'll hire a real lawyer instead.

**ARCHIE:** Just what do you plan on getting arrested for, meathead? Listen, if you go down to that demonstration on Friday and get . . .

(Enter Gloria)

**GLORIA:** Hello daddy. Did you have a good day?

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## FOR SALE

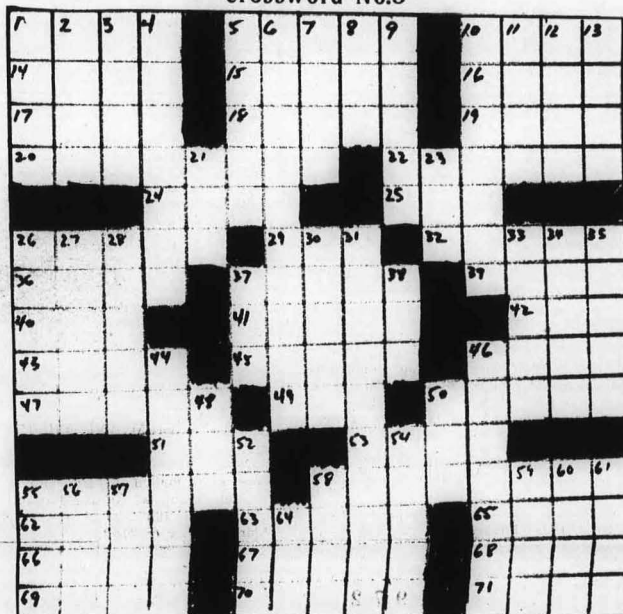
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## PERSONAL

I know who you are and I saw what you did. Madness and disguise does not deceive me. Confess.

## Crossword No.5



by Jon Kastoff

## ACROSS

1. strolling area in Paris
5. city area
10. rum cake
14. ikon
15. jolly
16. ----- Bator
17. blue river
18. stage cue
19. material
20. hawk or falcon
22. type of snob
24. nothing (Fr.)
25. Mauna -----
26. Lackawanna output
29. petrol
32. engages in a sport
36. grasped
37. hesitate
39. foreboding
40. article
41. Kukla's pal
42. Muhammed
43. track gathering
45. blood vessels
46. tame
47. barber's tool
49. TV unit
50. laundry cycle
51. sped
53. tilt
55. Shoeless Joe's home, in song
58. neighbor of 10 down
62. Mideast land
63. housewives of Berlin
65. measures
66. ravelling
67. Murphy
68. Brother singing group
69. inner (pref.)
70. lock of hair
71. -----majesty

## DOWN

1. pineapple
2. mine entrance
3. bun
4. become fair
5. yap
6. Ram home
7. not for, old West colloq.
8. letter (Canad.)
9. Dizzy
10. Brave home
11. out of the wind
12. Latvian
13. sweeten the pot
21. zilch
23. coxcomb
26. fakes
27. creed
28. one of the Plinys
30. Sherman
31. Cardinal home
33. nautical term
34. cries
35. kind of remark
37. Landau in Exodus
38. aye
44. Leaf home
46. 19 across, for example
48. card game
50. King -----
52. Sprat's diet
54. Gaels
55. vegetable
56. Norse god
57. McCord
58. dim
59. European Capitol
60. date on Roman Calendar
61. being
64. Karel Capek play



## Bah! Humbug!

### *A Christmas Poem*

by Robert Rothstein

'Twas the week before finals  
And all through the school  
The juniors were frantic  
Learning each rule  
The horns and the cases  
Were given close study  
Remember the motto  
"Get an H... shaft your buddy"

The freshmen were hassled  
Briefing all that was read  
While visions of Blackacre  
Danced through their heads  
And Bob in his workshirt  
And I in my bells  
Had just settled our brains  
For the upcoming hells

When in the library  
There came such a clatter  
I arose from my stupor  
To see what was the matter  
'Twas Rickert and Griener  
And Kelley and Reis

To haunt us, to taunt us  
With briefings and pleas

They spake not a word  
But garbled and mumbled  
And left us confused  
All hopeless and humbled  
While quoting of Blackstone  
They assigned us their papers  
On crooks and embezzlers  
Cat thieves and rapers

Ken Joyce jumped and vaulted  
Seniors twisted with fear  
For the first day of finals  
Drew closer, more near  
But someone explained  
As my eyes lost their sight  
Cheer up, Merry Christmas  
The job market's still tight  
If you find you can't hack it  
It is all a big drag  
Get out of this racket  
Law's nobody's bag.

## SEASON'S GREETINGS



Fried

From the staff of the opinion